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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC
and for the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

THE ARTICLE FOURTH NON-EXEMPT TRUST
CREATED UNDER THE LEO M. KLEIN TRUST
DATED JUNE 14, 1989 AS AMENDED AND
RESTATED, a Florida trust, THE LEO M. KLEIN
REVOCABLE TRUST DATED JUNE 14, 1989
AS AMENDED AND RESTATED, a Florida trust,

Adv. Pro. No. 10-04513 (SMB)

GLORIA C. KLEIN REVOCABLE TRUST
DATED APRIL 16, 1990, AS AMENDED, a
Florida trust, ESTATE OF LEO M. KLEIN,
ESTATE OF GLORIA C. KLEIN, GLORIA C.
KLEIN TRUST F/B/O JANE KLEIN, a Florida
Trust, JANE A. KLEIN, as trustee, personal
representative, and as an individual, GLORIA C.
KLEIN TRUST F/B/O DEBORAH KLEIN
PATTON, a Florida trust, DEBORAH KLEIN
PATTON, as trustee and as an individual, and
JUSTIN ANDREW KLEIN,

Defendants.

NOTICE OF MEDIATION REFERRAL

On November 10, 2010, this Court entered the Order (1) Establishing Litigation Case Management Procedures for Avoidance Actions and (2) Amending the February 16, 2010 Protective Order (the “Order”)¹ [Adv. Pro. No. 08-01789 (SMB), Dkt. No. 3141]. Pursuant to the Notice of Applicability filed by Plaintiff Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC (“BLMIS”) under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.* (“SIPA”), and the substantively consolidated estate of Bernard L. Madoff individually (“Madoff”), in this Adversary Proceeding on November 30, 2010 [Dkt. No. 2], the Order and the avoidance procedures contained therein (the “Avoidance Procedures”) are applicable to the instant matter.

Discovery has been completed in this adversary proceeding.

Pursuant to the Avoidance Procedures, an avoidance action shall be referred to mediation upon the completion of discovery. Avoidance Procedures, ¶5A.

Pursuant to the Avoidance Procedures, within 14 calendar days after the filing of this Notice of Mediation Referral, the Trustee and Defendants (the “Parties”) shall choose a mediator

¹ All terms not defined herein shall be given the meaning ascribed to them in the Order.

in accordance with the Mediation Order. If the Parties are unable to agree on a mediator, the Court shall appoint one in accordance with the Mediation Order. Avoidance Procedures, ¶5C.

Dated: New York, New York
November 30, 2015

Of Counsel:

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